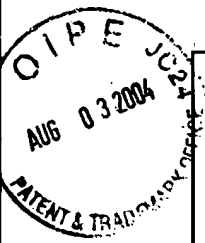


1647
EPW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<p>In re Application of Avi Ashkenazi et al.</p> <p>Serial No.: 09/938,418</p> <p>Filed: August 23, 2001</p> <p>For: COMPOSITIONS AND METHODS FOR THE DIAGNOSIS AND TREATMENT OF TUMOR</p>	<p>Group Art Unit: 1647</p> <p>Examiner: Lorraine Spector</p> <p>Confirmation No: 2589</p> <p>Customer No: 09157</p>
	<p>CERTIFICATE OF MAILING under 37 CFR 1.10</p> <p>I hereby certify that the enclosed documents are being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450</p> <p>Dated: <u>7-29-04</u></p> <p><u>Pam Golden</u> Pam Golden</p>

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fees
Total	15	-	20	0	18	\$0.00
Independent	1	-	3	0	86	\$0.00
___ Multiple dependent claim(s), if any					290	\$0.00
Total Fee Calculation						\$0.00

 X
 X

No additional fee is required.
The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$. **A duplicate copy of this transmittal is enclosed.**
Petition for Extension of Time is enclosed.

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

Date: 7/29/04

Respectfully submitted,
GENENTECH, INC.
By: Cara M. Coburn
Cara M. Coburn
Reg. No. 46,631
Telephone No. (650) 467-6222



Patent Docket : P5009R1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Ashkenazi, et al. Serial No.: 09/938,418 Filed: August 23, 2001 Title: COMPOSITIONS AND METHODS FOR THE DIAGNOSIS AND TREATMENT OF TUMOR	Group Art Unit: 1647 Examiner: Lorraine Spector Confirmation No: 2589 Customer No: 09157 <u>CERTIFICATE OF MAILING under 37 CFR 1.10</u> I hereby certify that the enclosed documents are being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 Dated: <u>7-29-04</u> <u>Pam Golden</u> Pam Golden
---	--

AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Office Action mailed June 30, 2004, setting forth a restriction requirement in connection with the above-identified application. A response to the restriction requirement is due on July 30, 2004. Accordingly, this response is timely filed. Applicants respectfully request consideration and entry of the following remarks and amendments.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 3 of this paper.

Remarks begin on page 6 of this paper.